

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Social Welfare – East Godavari District – Tirupathi village, Peddapuram Mandal – Land acquired to an Extent of Ac.0.50 cents and Ac.1.34 cents bearing Sy.No.199/2B, for providing house sites to the weaker sections' people - Release of decretal charges of Rs.1,54,259/- as ordered in AS No.1338/2005 & 1929/1998 in OP Nos.32/94 & 35/94 – Orders - Issued.

SOCIAL WELFARE (LA) DEPARTMENT

G.O.Rt.No. 467

Dated.04-06-2010.

Read the following:-

1. From the District Collector, East Godavari letter No.G2/4322/2004, dated.10-3-2009.
2. Commissioner of Social Welfare, Hyderabad. Lr. No.LA4/5372/2000, dated.9-4-2009
3. From the CCLA's Lr. No. G2/559/2009, dated 7.10.2009

ORDER:

In the reference 3rd read above, the Chief Commissioner of Land Administration, AP, Hyderabad has stated that the Collector, East Godavari District has reported that the land to an extent of Ac.6.21 cents bearing Sy.No.199/2B in Tirupathi village, Peddapuram Mandal, East Godavari District was acquired under Award No.40/85, dated.28-9-1985 for provision of house sites to weaker sections fixing the land value at Rs.20,000/- per acre and Rs.2,500/- for bore well and Rs.5,500/- for trees. The claimants received payment under protest. The Land Acquisition Officer referred the case to Subordinate Judge, Pithapuram u/s 18 of Land Acquisition Act. The Subordinate Judge, Pithapuram passed orders in LAOP No.32/94 and 35/94, dated.11-3-1997 duly enhancing the market value to Rs.62,400/- per annum and the claimant also entitled solatium at 30% and additional market value at 12% per annum on the enhanced market value on the date of publication of 4(1) Notification, till the date of taking possession and the claimant is also entitled to interest at 9% p.a. for one year from the date of taking possession and thereafter at 15% p.a. interest till the date of payment.

2. The Land Acquisition Officer filed an appeal before the Hon'ble High Court and the Court issued orders in AS No.1338/2005 and 1929/98 reducing the compensation awarded by the Civil Court from Rs.62,400/- per acre to Rs.36,000/- per acre. The G.P. for Appeals, High Court of AP has opined that it is not a fit case to prefer any further appeal before the Hon'ble Supreme Court of India.

3. The Chief Commissioner of Land Administration, AP, Hyderabad has furnished the comparative calculation of decretal charges and requested the Government for taking a decision for sanctioning the decretal charges of Rs.1,54,259/-.

4. In the circumstances stated above and after careful examination of the matter, the Government hereby accord sanction to the Commissioner of Social Welfare, AP, Hyderabad for release of an amount of Rs.1,54,259/- (Rupees one lakh fifty four thousands two hundred and fifty nine only) to the District Collector, East Godavari towards payment of balance decretal charges in respect of the land acquired to an extent of Ac.0.50 cents and 1.34 cents bearing Sy.No.199/2B situated in Tirupathi village, Pedda-

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puram Mandal, East Godavari District as ordered by Hon'ble High Court in AS No. 1929/98 in OP No.35/1994 and AS No.1338/2005 in OP No.32/94 respectively, for provision of house sites to weaker section people

5. The amount of expenditure sanctioned at para (4) above shall be debited to the following Head of Account and shall be met from the provision available in the Budget Estimates 2010-11.

“2225- Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes -01 Welfare of Scheduled Castes – M.H.283- Housing – GH.11- Normal State Plan – SH (08) – Acquisition of House Sites to weaker sections under INDIRAMMA Programme – 310 – Grants-in-Aid 312 – Other Grants-in-Aid”

6. The Commissioner of Social Welfare, Hyderabad, is directed to issue necessary proceedings to the Collector, East Godavari District accordingly.

7. The Collector, East Godavari, is directed to verify the calculation sheet submitted by the Land Acquisition Officer once again before issue of proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

8. This order does not require the concurrence of Finance (Exp.SW) Department as per the instructions issued vide their U.O. Note No.12869/196/A1 /Exp.SW/2009, dated.22-5-2009 and U.O.No.15926/256/A1/ Expr.SW/09, dated.17-8-2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

A.K. TIGIDI,
PRINCIPAL SECRETARY TO GOVERNMENT (SW) (FAC)

To

Spl. Chief Secretary to Government and Chief Commissioner
of Land Administration, AP, Hyderabad.

The Commissioner of Social Welfare, AP, Hyderabad.

The District Collector, East Godavari District, Kakinada.

Copy to :

The Pay and Accounts Officer, Hyderabad.

The Director of Treasuries and Accounts, A.P. Hyderabad.

The Accountant General, A.P, Hyderabad.

The District Treasury Officer, East Godavari District, Kakinada.

The Finance (Exp.SW) Department.

Sf/sc

//FORWARDED::BY ORDER//

SECTION OFFICER